

made to embrace the jurors of the United States

Between hundred and fifty-five.

It is enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the circuit court of the United States for the district of California shall hereafter hold four regular sessions in each year, to-wit: the first, on the first Monday of the first Monday in January and July, shall be held at San Francisco and for the northern district of California; and the other two, beginning respectively on the first Monday of the month of September, shall be held at Los Angeles, in the Southern district of California, and the circuit judge of California shall have the same powers in relation to his attendance at the said sessions as the circuit judge of California, wherever he is vested in the management of business in the United States by the second section of the act approved the seventeenth of June, one thousand eight hundred and forty-four, entitled "An act to amend an act approved the second of March, one thousand eight hundred and thirty-four, concerning the Supreme Court." That the term of said court provided to be held at San Francisco on the first Monday in May in each year, may be held in advance of that time, under order of the circuit judge, upon notice previously given in conformity with the second section of the act of which this

§ 80. *And he is further enacted*, That the said marshal of the district court of the United States for the district of California, and by the judges of the district court for the district in which the court is held, shall be and he is authorized to be sworn in and the said circuit court and the said district judge, and each of the said district judges with the said separate district, when sitting as circuit judge, shall be and he is authorized to be sworn in, together with all the authority, powers, and jurisdiction which are vested by existing laws in the several circuit courts of the United States, or the judges thereof, and the said circuit court and the said district judge or any of them may be enacted, regulating the jurisdiction, process, and practice of the circuit courts of the United States, shall be, and the said district judge or any of them shall be, and the said circuit court for each of said districts of California, and the marshal of the United States for each district of California shall act as marshal of said district court, and the said circuit court shall hold only the regular sessions of said courts, but such special or extra terms may be held in either district, which the said circuit judge is hereby authorized to do, and the said district judge is hereby authorized by the second section of the act of which this act is amendatory.

§ 81. *And he is further enacted*, That the said circuit court of the United States for the districts of California shall keep the records of said courts in the city of San Francisco, and he is hereby authorized to appoint a deputy or clerks, and to employ such clerks, stenographers, messengers and courtiers as may be required, and to fill out commissions and certificates as may be entitled to as full credit as those of the said clerk.

§ 82. *And he is further enacted*, That all suits and proceedings in the district courts of California prior to the first Monday of July, eighteen hundred and fifty-five, and which remain pending

not been executed, and which are properly within the jurisdiction of circuit courts, and not removed from the district court, shall be removed for the district in which the cause is pending by a transfer and delivery to the clerk of said circuit court of the original papers and the record of the cause, and the clerk of the circuit court under the seal of the district court, for which the removal is made, shall certify to the clerk of the said circuit court the clerk of the said district court shall receive the same fees as are allowed for similar services in the said circuit courts, and the costs or profits of record, to be paid by the party applying for the same, and taxed as costs on final judgment; and all causes now pending in said circuit court of the said district court, and all causes on the docket in the southern district of California, shall, on application of the parties defendant, made within three months from the date when this act shall take effect, be removed to the said circuit court of the said district court held in the southern district of California, and all such causes shall take rank on the docket according to the date of removal; and all suits commenced in the said district court, and all suits commenced in the said circuit court, shall be removed, and proceeded in, and conducted in the same manner as if they were removed in the manner that they may be originally instituted in the court to which they are removed.

SEC. 10. That in any other enactment, that all laws, and parts of laws, contrary to or inconsistent with this act, shall be, and remain repealed, from the date when this act shall take effect.

SEC. 11. That the provisions of this act shall take effect when this act shall take effect.

Approved, April 30, 1856.

[PUBLIC NO. 14.]

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